

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1600 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
  2. To be referred to the Reporter or not?
  3. Whether Their Lordships wish to see the fair copy of the judgement?
  4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
  5. Whether it is to be circulated to the Civil Judge?
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SATYAVATI S JHAVERI

Versus

TEJINDER MAKKER

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Appearance:

MR KS JHAVERI for Petitioners

MR PJ MEHTA for Respondent No. 1

MR HC PATEL for Respondent No. 2

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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 07/05/99

ORAL JUDGEMENT

#. This writ petition has been filed by the Managing Trustee and Director of Palanpur Sishushala Bal Mandir and Education Trust, Palanpur, against the order of the Gujarat Secondary Education Tribunal at Ahmedabad dated 12.2.99 in Application No.430 of 1998, under which interim relief has been granted in favour of respondent No.1 in the matter of termination of his services by the petitioner.

#. This special civil application has come up for preliminary hearing in the Court on 10th March 1999. The

matter has been admitted and interim relief in terms of para-6(B) has been granted which continues till this date. Para-6(B) reads as under:

Pending the final hearing and disposal of the petition, the Hon'ble Court be pleased to stay the execution and operation of order passed by the Gujarat Secondary Education Tribunal in Application No.430 of 1998 dated 12th February, 1999, granting mandatory stay against the order of termination annexed at Exhibit-A to this petition.

#. The learned counsel for the respondent No.1 very fairly submitted that he has no objection in case the interim relief which has been granted by this Court is continued till the application filed by respondent No.1 being Application No.430/98 before the Tribunal is decided.

#. The learned counsel for the petitioner has no objection in case this writ petition is disposed of in the terms as suggested by learned counsel for respondent No.1.

#. In the result, this special civil application is disposed of in the terms that the interim relief granted by this Court on 10.3.99 shall continue till the Gujarat Secondary Education Tribunal at Ahmedabad decides the Application No.430 of 1998. The Tribunal is directed to decide this application within a period of six months from the date of receipt of writ of this order. Rule stands disposed of accordingly. No order as to costs.

(S.K.Keshote, J.)